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FILE #: 0622/000K318-VSD

DATE: 5/26/05

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FROM: E Lynn Barrison

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Customer No.: 07278

Docket No.: 06727/000K318-US0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Arthur Schaffer

Serial No.: 10/069,389

Filed: June 27, 2002

For: METHOD FOR BREEDING TOMATOES HAVING REDUCED WATER CONTENT  
AND PRODUCT OF THE METHOD

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SECOND REQUEST FOR CORRECTED FILING RECEIPT  
AND NOTICE OF ACCEPTANCE

Commissioner of Patents and Trademarks  
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Sir:

1. Attached are copies of the official filing receipt and Notice of Acceptance received from the PTO in the above application for which issuance of a corrected filing receipt and Notice of Acceptance is respectfully requested.
2. There is an error with respect to the following data, which is:

incorrectly entered  
 omitted. and/or

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{W:\06727\000K318000\00439053.DOC [REDACTED]}

**Error in****Omitted data**

<input type="checkbox"/> Applicant's name	
<input type="checkbox"/> Applicant's address	
<input type="checkbox"/> Title	
<input checked="" type="checkbox"/> Filing Date	06/27/2002
<input type="checkbox"/> Application Number	
<input type="checkbox"/> Domestic Priority data as claimed by applicant	
<input checked="" type="checkbox"/> Date of Receipt of 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) Requirements	06/27/2002

**REMARKS**

Attached are copies of Customer Copy of Express Mail Label No. EV 367698732 US and stamped return receipt post card. The Express Mail Customer Copy indicates a date of deposit of June 27, 2002, and the return postcard also indicates a receipt date of June 27, 2002. Applicants respectfully request the Commissioner to make the correction indicated on the enclosed, marked-up copy of the filing receipt and issue a new and correct filing receipt.

Respectfully submitted,



Flynn Garrison  
Reg. No. 53,970  
Agent for Applicant(s)

Dated: May 25, 2005

DARBY & DARBY P.C.  
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PTO/SB/97 (05-03)

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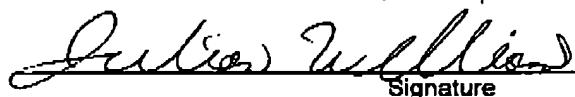
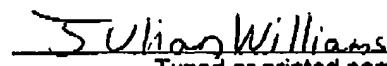
Application No. (if known): 10/069,389

Attorney Docket No.: 06727/000K318-US0

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/069,389	Arthur Schaffer	6727/OK318USO
TO: <i>DP</i>	INTERNATIONAL APPLICATION NO	
ATTY REVIEWED _____	PCT/US00/00389	
DATE: _____	1A. FILING DATE	PRIORITY DATE
	07/04/2000	08/19/1999

S. Peter Ludwig  
Darby & Darby  
805 Third Avenue  
New York, NY 10022-7513

**CONFIRMATION NO. 3278**  
**371 ACCEPTANCE LETTER**



'OC00000008528142'

Date Mailed: 07/30/2002

**NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.494  
OR 1.495**

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as an Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

07/01/2002 *6/27/02*  
DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and  
(c)(4) REQUIREMENTS

07/01/2002 *? 6/27/02*  
DATE OF RECEIPT OF ALL 35 U.S.C.  
REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. THE DATE APPEARING ON THE FILING RECEIPT AS THE "FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE. The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- U.S. Basic National Fee
- Assignee Statement
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration

*DARBY & DARBY PC  
7/30/02 P V100P*

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Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

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LAMONT M HUNTER  
Telephone: (703) 305-3686

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)

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Return of this card properly stamped, will acknowledge receipt  
of: Second Submission including: Transmittal Letter (2 pp.);  
Declaration and Power of Attorney; Assignment and Form  
PTO-1595; a copy of Notice of Missing Requirements; and  
Check No.: 7572 For: \$170.00

Applicant : Arthur SCHAFFER  
Serial No. : 10/069,389  
U.S. National Phase of PCT/IL00/00389  
For : **METHOD FOR BREEDING TOMATOES  
HAVING REDUCED WATER CONTENT  
AND PRODUCT OF THE METHOD**

Attorney : S. Peter Ludwig/rmd  
File No. : 6727/OK318

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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/069,389	07/01/2002	1638	1020	6727/OK318USO		16	3

6/27/02

S. Peter Ludwig  
 Darby & Darby  
 805 Third Avenue  
 New York, NY 10022-7513

CONFIRMATION NO. 3278

FILING RECEIPT



OC000000008528141

Date Mailed: 07/30/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

Arthur Schaffer, Hashmonaim, ISRAEL;

**Domestic Priority data as claimed by applicant**

THIS APPLICATION IS A 371 OF PCT/IL00/00389 07/04/2000

**Foreign Applications**

ISRAEL 131509 08/19/1999

**Projected Publication Date:** Not Applicable, filed prior to November 29,2000**Non-Publication Request:** No**Early Publication Request:** No**Title**

Method for breeding tomatoes having reduced water content and product of the method

**Preliminary Class**

400

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Title 37, Code of Federal Regulations, 5.11 & 5.15**

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